
NO. 23-1680

In The
United States Court Of Appeals
For The Fourth Circuit

LATOYA K. BENTON,
Administrator of the Estate of Xzavier D. Hill, Deceased,
Plaintiff – Appellant,

v.

SETH W. LAYTON, Individually and in his official capacity as a
State Trooper for the Virginia State Police;
BENJAMIN I. BONE, Individually and in his official capacity as a
State Trooper for the Virginia State Police,
Defendants – Appellees.

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
AT RICHMOND

JOINT APPENDIX
Volume III of III – Digital Media

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2. Declaration of Benjamin I. Bone sworn February 5, 2023.	JA40
3. Declaration of Seth W. Layton sworn February 4, 2023.	JA53
4. Deposition of Seth W. Layton taken January 27, 2023.	JA62
5. Deposition of Benjamin I. Bone taken January 12, 2023.	JA218
6. Road and Gun, Passenger Seat, Interior And Interior and Cash Photographs.	JA360

Exhibits to:**Defendants' Memorandum in Support of
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7. Declaration of William K. Johnson
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20. Declaration of Michael Caudill sworn February 3, 2023.	JA534
21. Statement of Trooper B. I. Bone dated April 28, 2021.	JA537
22. Statement of Trooper Seth W. Layton dated April 29, 2021.	JA544
23. Collection of Commonwealth's Exhibits.	JA550
24. Grand Jury Report dated February 25, 2021.	JA565

Exhibit to:

**Defendants' Notice re: Memorandum in Support
filed February 6, 2023:**

17. Excerpts of Deposition of Kenneth Miller..... JA577

Exhibit to:

**Defendants' Notice re: Memorandum in Support
filed February 7, 2023:**

**25. Deposition of Latoya K. Benton
taken January 24, 2023..... JA609**

Exhibits to:

**Plaintiff's Memorandum in Opposition to
Defendants' Motion for Summary Judgment
filed February 21, 2023:**

**3. Virginia State Police Internal Affairs Report
dated May 19, 2021..... JA651**

**7. Richmond Police Department Internal Affairs
Final Investigative Report
dated November 17, 2020. JA676**

Exhibit to:

**Plaintiff's Notice of Correction re: Memorandum in Opposition
filed March 16, 2023:**

**5. Declaration of Expert Witness Kenneth Miller,
With Attached Designation of Expert Witness
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sworn March 13, 2023..... JA721**

Exhibit to:

**Defendants' Memorandum in Support of Their
Motion to Exclude Expert Testimony**

filed March 20, 2023:

1. Email from Gavin Roe to Ms. Askew
dated March 15, 2023. JA753

Exhibits to:

**Defendants' Memorandum in Support of Their
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- D. Virginia Beach Police Department
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Exhibit to:

**Defendants' Supplemental Brief in Support of Their
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filed April 12, 2023:

- A. Complete Transcript of Motion for Summary Judgment
Before the Honorable Henry E. Hudson
on March 29, 2023. JA819

Memorandum Opinion

filed May 30, 2023. JA890

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filed May 30, 2023. JA919

Notice of Appeal

filed June 22, 2023. JA920

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**I hereby certify the following pursuant to the
Digital Media Requirements:**

Exhibit to:
**Defendants' Memorandum in Support of
Their Motion for Summary Judgment
filed February 6, 2023:**

1. Dashcam Video - 23-1680.vob

**This Digital Media is compatible with Windows Media
Players and has been confirmed to be Virus-Free Through
Virus Scan: Webroot SecureAnywhere**